C, F, 1001 — SINGLE BENCH

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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition NO. 2734 /2006

PETITIONER : Smt. Jaya Pandey
W/o Late Shri Fapindra Nath Pandey
aged about 44 years, Woman Health
Officer at Place Primary Health
Centre Nikum, R/o House No. 28,
Kohka, Housing Board, Bhilai
Nagar, Distt. Durg (C.G.)

P.R. No. 2286/06
Presented by D.N. Pandey
dated 9/6/06

VERSUS

RESPONDENTS :1. State of Chhattisgarh
Through : Secretary
Department of Health
D.K.S., Bhawan , Raipur (C.G.)

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CLERK to A.G. 9/6/06

2. Chief Medical & Health Officer
Distt. Durg (C.G.)

3. Block Medical Officer
Primary Health Centre
Nikum, Distt. Durg (C.G.)

4. Smt. Uma Thakur, aged 35 years
Woman Health Centre
Jamul(Nikum), Distt. Durg (C.G.)

WRIT PETITION U/A 226/227 OF THE CONSTITUTION OF INDIA

764

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..WP(W)..2079.. **सन्** **200** 06

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13.6.2006:-

Shri D.N. Prajapati, counsel for the petitioner.

Shri Ashutosh Kachchwaha, Govt. Advocate for respondents No.1 to 3.

Heard both the counsel.

The main grievance of the petitioner is that in spite of the fact that the petitioner is a heart and cancer patient, she has suffered 7 heart attacks, she has been transferred at a distance of 70 km, therefore, her transfer is liable to be quashed on health ground.

Learned counsel for the petitioner submitted that the petitioner may be allowed to make a representation to the respondent No.2 for cancellation of transfer on health ground and he be directed to decide representation sympathetically to which learned counsel for respondents has no objection.

Having heard learned counsel for the parties, having perused the medical record of the petitioner and the petition, prayer made by learned counsel for the petitioner appears to be just and fair, therefore, the petitioner is allowed to make a representation to the respondent No.2 within a period of 15 days raising all her grievances and in turn respondent No.2 to decide representation within another period of 30 days from the date of receipt of representation, sympathetically considering all the points raised by the petitioner, in accordance with law. If the petitioner is not relieved, then she should not be relieved till the representation is decided.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.2079/2006 and I.A. No.5427/2006 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.Bhadoo
Judge

Barve